

IC 13-23-14

Chapter 14. Enforcement and Penalties

IC 13-23-14-1

Enforcement of chapter; penalties

Sec. 1. (a) This article shall be enforced under IC 13-30-3.

(b) Except as provided in sections 2, 3, and 4 of this chapter, violations of this article are subject to the penalties imposed by the following:

- (1) IC 13-30-4.
- (2) IC 13-30-5.
- (3) IC 13-30-6.
- (4) IC 13-30-8.

As added by P.L.1-1996, SEC.13.

IC 13-23-14-2

Failure to notify; false information

Sec. 2. A person who violates a rule adopted under IC 13-23-1-2 by:

- (1) knowingly failing to give a required notification; or
- (2) submitting false information;

is subject to a civil penalty of not more than ten thousand dollars (\$10,000) for each underground storage tank for which a required notification is not given or for which false information is submitted.

As added by P.L.1-1996, SEC.13.

IC 13-23-14-3

Violation of requirements, standards, or rules of underground storage tank program; exceptions

Sec. 3. (a) Except as provided in subsection (b), a person who violates:

- (1) a requirement or standard set forth in this article; or
- (2) a rule adopted under IC 13-23-1-2 other than a violation described in section 2 of this chapter;

is subject to a civil penalty of not more than ten thousand dollars (\$10,000) per underground storage tank for each day of violation.

(b) A person is not subject to the civil penalty described in subsection (a) if:

- (1) the violation arose from an underground storage tank that is on a brownfield;
- (2) the person was not the owner or operator of the underground storage tank when the violation first occurred;
- (3) the person does not dispense a regulated substance into or from the underground tank:

(A) for any purpose other than temporary or permanent closure; or

(B) in violation of any federal, state, or local regulations; and

- (4) the underground storage tank is brought into compliance with this article not later than one (1) year after the person

acquired ownership of the property.
*As added by P.L.1-1996, SEC.13. Amended by P.L.122-1999, SEC.2
and P.L.119-1999, SEC.14.*

IC 13-23-14-4

Noncompliance with orders

Sec. 4. A person who fails to comply with an order issued by the commissioner under this article or IC 13-7-20 (before its repeal) after the order becomes effective is subject to a civil penalty of not more than twenty-five thousand dollars (\$25,000) for each day of continued noncompliance.

As added by P.L.1-1996, SEC.13.